



7852 Walker Drive, Suite 200, Greenbelt, MD 20770

phone: 301-459-7590, fax: 301-577-5575

internet: www.jsitel.com, e-mail: jsi@jsitel.com

March 1, 2006

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
Washington, D.C. 20554

Attention: Wireline Competition Bureau

RE: Notification of Discontinuance of Common-Carriage Tariffed Wireline Broadband Internet Access Service (WBIAS) and Initiation of Provision on a Permissive Detariffed Common-Carriage Basis by:

Ellijay Telephone Company – Study Area Code 220360

CC Docket No. 02-33

Dear Ms. Dortch:

John Staurulakis, Inc. (JSI), on behalf of Ellijay Telephone Company (Company), an issuing carrier for NECA Tariff F.C.C. No. 5, respectfully files the attached notice pursuant to the *Wireline Broadband Order* of the intent of the Company to discontinue its Wireline Broadband Internet Access Service (WBIAS) offerings under NECA Tariff F.C.C. No. 5 effective April 1, 2006. Upon discontinuance of the tariffed offerings, the Company will provide WBIAS on a common-carriage non-tariffed basis. See *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. Sept. 23, 2005), (*Wireline Broadband Order*).

Any questions regarding the notice may be directed to me at the address and telephone number listed above or by email at sduncan@jsitel.com.

Sincerely,

A handwritten signature in black ink, appearing to read 'Scott Duncan', is written over a light blue horizontal line.

Scott Duncan
Staff Director-Regulatory Affairs

Attachment

cc: Ellijay Telephone Company
Special Assistant for Telecommunications at the Department of Defense
The Honorable Sonny Perdue, Governor of Georgia
Georgia Public Service Commission
National Exchange Carrier Association

9430 Research Boulevard, Austin, Texas 78759
Phone: 512-338-0473
Fax: 512-346-0822

Eagandale Corporate Center, Suite 310
1380 Corporate Center Curve
Eagan, Minnesota 55121
Phone: 651-452-2660
Fax: 651-452-1909

547 South Oakview Lane
Bountiful, UT 84010
Phone: 801-294-4576
Fax: 801-294-5124

4625 Alexander Drive, Suite 135
Alpharetta, Georgia 30022
Phone: 770-569-2105
Fax: 770-410-1608

**Notice of Permissive Detariffing of Wireline Broadband Internet Access Service
Effective April 1, 2006 by**

ELLIJAY TELEPHONE COMPANY - SAC 220360

224 Dalton Street
P.O. Box O
Ellijay, GA 30540
(706) 276-2271

CC Docket No. 02-33

March 1, 2006

Ellijay Telephone Company ("Company") hereby provides notice that it plans to terminate provision of wireline broadband Internet access service (WBIAS) on a tariffed basis effective April 1, 2006 at which time it plans to offer permissive detariffed WBIAS on a Title II common-carriage basis pursuant to paragraph 94 of the Federal Communications Commission's *Wireline Broadband Order*.¹ The Company currently offers WBIAS through Asymmetric Digital Subscriber Line ("ADSL") Access Service and Symmetric Digital Subscriber Line ("SDSL") Access Service under National Exchange Carrier Association ("NECA") Tariff F.C.C. No. 5, for which the Company is an issuing carrier.

Concurrent with this notice, the Company is requesting of NECA that it remove the Company as a carrier listed in NECA Tariff F.C.C. No. 5 as a provider of ADSL and SDSL Access Services (hereinafter "WBIAS") under the tariff effective April 1, 2006.

Impact on Customers

The only customer for the Company's WBIAS is the nonregulated Internet Service Provider ("ISP") operation of the Company. The nonregulated operation of the Company purchases WBIAS for use as a component in its broadband Internet service sold to consumers and business customers. The discontinuance of the tariffed offering of WBIAS will have no effect on the end user service provided by Company.

Future Availability of WBIAS on a Permissive-Detariffed Common Carriage Basis

The Company will continue to make WBIAS available on a common-carriage basis through posting of rates, terms and conditions on its Internet web-site in a manner similar to that required for interstate and international interexchange services under Section 42.10 of the FCC's rules (47 C.F.R. § 42.10). The initial rates will be those offered under tariff. Any change in rates, terms and conditions will be made on fifteen-day advance notice to customers and shall apply to both the affiliates and non-affiliates on a non-discriminatory basis. Cost allocations related to WBIAS will continue to be handled as under the *status quo*.

¹ See *Appropriate Framework for Broadband Access to the Internet over Wireline Facilities, Universal Service Obligations of Broadband Providers*, CC Docket No. 02-33, WC Docket No. 05-271, Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd 14853 (2005), FCC 05-150 (Rel. Sept. 23, 2005), (*Wireline Broadband Order*).

ELLIJAY TELEPHONE COMPANY

224 Dalton Street
P.O. Box O
Ellijay, GA 30540
(706) 276-2271

WBIAS DETARIFFING TIMELINE

March 1, 2006

30-Day Notice filed with following:

Federal Communications Commission (under CC Docket No. 02-33).
Special Assistant for Telecommunications at the Department of Defense
The Honorable Sonny Perdue, Governor of Georgia
Georgia Public Service Commission
National Exchange Carrier Association

March 1, 2006

Notice to customers.

As indicated above, the only customer for the Company's wireline broadband Internet Access Service (WBIAS) is the nonregulated ISP operation of the Company. The 30-day notice to the nonregulated ISP division of the Company will be provided by interoffice memorandum cover with this notice attached.

March 17, 2006

Expected filing by NECA on 15-day notice of tariff transmittal that will include, *inter alia*, removal of Ellijay Telephone Company from the list of issuing carriers offering ADSL and SDSL Access Service.

April 1, 2006

Planned NECA tariff filing to become effective. Beginning on this date the Company no longer offers WBIAS under NECA Tariff F.C.C. No. 5.

April 1, 2006 Forward

WBIAS available on common-carriage non-tariffed basis under rates, terms and conditions posted at www.northganow.com.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Notification of Discontinuance of Common Carrier Wireline Broadband Internet Access Service was served this 1st day of March, 2006, by mailing true and correct copies thereof, postage prepaid, to the following persons:

Secretary of Defense
Attn: Special Assistant for Telecommunications
1000 Defense Pentagon
Washington, D.C. 20301-1000

The Honorable Sonny Perdue
Office of the Governor
Georgia State Capitol
Atlanta, GA 30334

Mr. Reece McAlister
Executive Secretary
Georgia Public Service Commission
244 Washington Street, S.W.
Atlanta, Georgia 30334

National Exchange Carrier Association
80 South Jefferson Road
Whippany, New Jersey 07981



Scott Duncan